

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED
for Roanoke
JAN 22 2013
JULIA C. DUDLEY, CLERK
BY: *[Signature]*
DEPUTY CLERK

MELVIN CORNNELL DODSON,
Petitioner,

Civil Action No. 7:12-cv-00633

v.

ORDER

COMMONWEALTH OF VIRGINIA,
Respondent.

By: Hon. Jackson L. Kiser
Senior United States District Judge

In accordance with the Memorandum Opinion entered this day, it is now

ORDERED

that petitioner's petition for a writ of error coram nobis is **CONSTRUED** as a petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254; the petition for a writ of habeas corpus is **DISMISSED without prejudice** as successive; a certificate of appealability is **DENIED**; and this action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to petitioner.

ENTER: This 22nd day of January, 2013.

[Signature]
Senior United States District Judge